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STATE OF WASHINGTON
OFFICE OF ADMINISTRATIVE HEARINGS
FOR THE GAMBLING COMMISSION

GAMBLING COMMISSION
COMM & LEGAL DEPT

In the Matter of the Suspension or
Revocation of the Licenses to
Conduct Gambling Activities of:

SCOT A. COOPER,

Licensee.

Docket No. 2011-GMB-0032
GC No. CR 2011-00690

CORRECTED DEFAULT ORDER

This *Corrected Default Order* is being issued due to a Scrivener's error on page 2 of the order. The correction has been made in Bold Italics.

Scot A. Cooper ("Mr. Cooper") holds license number 68-06858, authorizing card room activity. The Washington State Gambling Commission ("Commission") issued the license. On June 24, 2011, the Commission mailed to the Licensee its Notice of Administrative Charges and Opportunity for an Adjudicative Hearing, and proposed to revoke Mr. Cooper's license.

The Commission issued the Notice of Hearing on August 16, 2011, and served the Notice of Hearing on the parties by regular and certified United States mail on August 17, 2011. The hearing was scheduled for Wednesday, September 21, 2011, beginning at 9:00 AM at the Washington State Gambling Commission Hearing Room, second floor, at 4565 7th Avenue, Lacey, Washington.

Mr. Cooper failed to appear at the hearing. Administrative Law Judge John M. Gray convened the hearing at 9:45 AM, allowing extra time for Mr. Cooper to appear in case he had been delayed. The Commission was represented by Brian Considine, Assistant Attorney General, and his witness, Special Agent Julie Sullivan.

The Notice of Hearing informed the parties that "if Scot A. Cooper fails to attend the scheduled hearing, the ALJ will enter a default order to revoke his license under RCW 34.05.440."

RCW 34.05.440(2) provides that "the presiding officer may serve upon all parties a default or other dispositive order, which shall include a statement of the grounds for the order." The grounds for this order are taken from the Notice of Hearing, which at this point are uncontested facts:

The licensee failed to pay court-ordered fines and fees and currently owes \$3,762.50 that has been sent to collections. As a result of his fines and fees in collections, Mr. Cooper has six FTAs on his record. A Failure to Appear (FTA) is

issued when the defendant fails to make themselves [sic] accountable to the courts and/or fails to appear in court after being ordered to do so. The collection amounts remain outstanding despite the licensee having been sent a letter by the Gambling Commission Special Agent in May 2011, stating that the agent would be recommending revocation of Mr. Cooper's license if the amounts remained unpaid and in collections. Through his actions, the licensee has demonstrated willful disregard for complying with court orders.

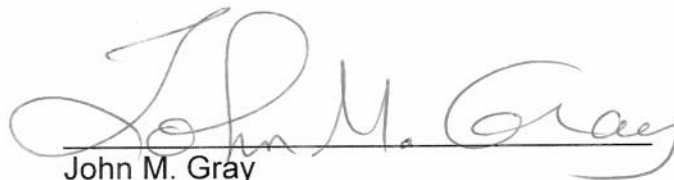
Based on the licensee's failure to pay court ordered court fines and fees, he poses a threat to the effective regulation of gambling, or creates or increases the likelihood of unfair or illegal practices, methods, and activities in the conduct of gambling activities. As a result, the licensee has failed to establish by clear and convincing evidence the necessary qualifications for licensure under RCW 9.46.153(1).

NOW, THEREFORE:

INITIAL ORDER

IT IS ORDERED THAT the Licensee, **Scot A.** Cooper, is in DEFAULT. A request that this order be vacated must be filed within seven days of service of this order, stating the grounds relied upon. RCW 34.05.440(3).

DATED at Olympia, Washington, this 27th day of October 2011.

A handwritten signature in cursive script, reading "John M. Gray", written over a horizontal line.

John M. Gray
Administrative Law Judge
Office of Administrative Hearings

NOTICE TO THE PARTIES

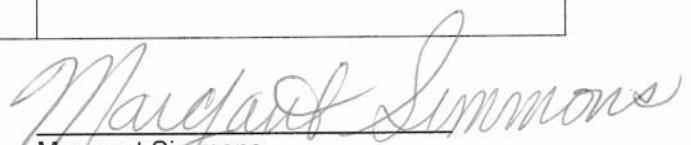
This default order is entered pursuant to RCW 34.05.440(2). Within seven days after service of a default order under subsection (2) of this section, you may file a written motion requesting that the order be vacated, and stating the grounds relied upon. Parties must serve copies of the petition to all other parties or their representatives at the time the petition for review is filed. WAC 230-17-090(2). After the Gambling Commission receives the petition or appeal, the commissioners review it at a regularly scheduled commission meeting within one hundred twenty days and make a final order. WAC 230-17-090(7).

Certificate of Service – OAH Docket No. 2011-LCB-0032

I certify that true copies of this document were served from Olympia, Washington on the following as indicated.

Address: Scot A. Cooper 1701 – 9th Street NE, Unit B Marysville, WA 98270	First Class Mail, Postage Prepaid
Address: Brian Considine Assistant Attorney General Office of the Attorney General PO Box 40100 Olympia, WA 98504-0100	First Class Mail, Postage Prepaid
Address: Washington State Gambling Commission PO Box 42400 Olympia, WA 98504-0100	First Class Mail, Postage Prepaid
Address:	
Address:	
Address:	

Date October 27, 2011


Margaret Simmons
Office of Administrative Hearings